

GENERAL ORDINANCE NO. 17-10

AN ORDINANCE
REPEALING AND RECREATING
SECTION 25.04(3),
GREEN BAY MUNICIPAL CODE,
RELATING TO REGULATION
OF ALCOHOL IN PARKS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 25.04(3), Green Bay Municipal Code, is hereby repealed and recreated to read as follows:

(3) ALCOHOL BEVERAGES. (Amd. GO 40-98)

(a) Prohibition. **Notwithstanding paragraphs (b) and (c),** no person shall possess ~~or consume, or offer for sale~~ any alcohol beverages, ~~as defined in §33.01(1), Green Bay Municipal Code,~~ in any park, playground, athletic field or court, swimming or wading pool, or parking lot, ~~except as provided below.~~

(b) Exceptions for Certain Parks. (Amd. GO 26-01) **A person may possess or consume fermented malt beverages or wine in the picnic areas of Bay Beach Amusement Park, Colburn Park, and Perkins Park between 8:00 AM and 9:00 PM, and in Joannes baseball stadium pursuant to any applicable lease agreement.**

~~1. Consumption of fermented malt beverages, as defined in §33.01(4), Green Bay Municipal Code, shall be permitted until 9:00 P.M. in the picnic areas at the following parks: Bay Beach Amusement, Colburn, and Perkins.~~

~~2. Consumption of fermented malt beverages and intoxicating liquor, as defined in §33.01(6), Green Bay Municipal Code, shall be permitted in the pavilion (excluding the concession area) of Bay Beach Amusement Park and the shelter of the Triangle Sports Area in conjunction with the rental of these facilities by persons attending such event.~~

~~3. (Amd. GO 26-01) Excluding the Bay Beach Amusement Park Pavilion and Triangle Sports Pavilion, consumption of fermented malt beverages shall be permitted until 9:00 P.M. in conjunction with the rental of a park shelter by persons attending such event at parks designated by the Park Committee per written policy.~~

~~4. Consumption of fermented malt beverages shall be permitted in Joannes baseball stadium pursuant to any applicable lease agreement and subject to the licensing requirements of Ch. 33, Green Bay Municipal Code.~~

(c) Approval by Parks Committee and Council. A person may request approval from the Parks Committee to possess or consume fermented malt beverages or wine in any other park. The Committee may adopt, and the Council may approve, a written policy identifying which requests may be approved without a hearing. The Parks Department shall approve any request to which the written policy applies. Any person may demand a hearing before the Committee if his or her request was not approved under the written policy. If the Committee grants the person's request, and the Council approves, the person shall comply with any restrictions placed upon the rental permit or reservation by the Committee.

SECTION 2. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect on and after its passage and publication and has no and has no financial impact on the City.

Dated at Green Bay, Wisconsin, this 1st day of June, 2010.

APPROVED:

/s/James J. Schmitt
Mayor

ATTEST:
Chad J. Weininger
Clerk

First Reading: 05/18/10
Effective Date: 06/05/10